

REFERENCE TITLE: **deadly weapons; storage**

State of Arizona  
Senate  
Forty-eighth Legislature  
First Regular Session  
2007

## **SB 1251**

Introduced by

Senators Gray C, Gray L, Johnson; Representatives Murphy, Weiers JP:  
Senators Gould, Harper, Verschoor; Representatives Adams, Barnes, Burges,  
Clark, Groe, Kavanagh, Pearce

AN ACT

AMENDING SECTION 13-3102.01, ARIZONA REVISED STATUTES; RELATING TO WEAPONS.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:  
2       Section 1. Section 13-3102.01, Arizona Revised Statutes, is amended to  
3 read:

4              13-3102.01. Storage of deadly weapons: definitions

5       A. ~~If~~ An operator of a public establishment or a sponsor of a public  
6 event ~~requests~~ MAY REQUEST that a person WHO IS NOT LICENSED PURSUANT TO  
7 SECTION 13-3112 AND WHO IS carrying a deadly weapon, remove the weapon, ONLY  
8 IF the operator or sponsor ~~shall provide~~ PROVIDES temporary and secure  
9 storage. The storage shall be readily accessible on entry into the  
10 establishment or event and allow for the immediate retrieval of the weapon on  
11 exit from the establishment or event. A WEAPON THAT IS REMOVED SHALL BE  
12 PLACED BY THE OWNER IN SECURE STORAGE UNDER THE SUPERVISION OF THE OPERATOR  
13 OR THE SPONSOR OR THE AGENT OF THE OPERATOR OR SPONSOR AND THE OWNER OF THE  
14 WEAPON SHALL RETAIN THE KEY. THE OPERATOR OR THE SPONSOR SHALL NOT REQUIRE  
15 OR RECORD THE IDENTITY OF THE PERSON OR THE SERIAL NUMBER OF ANY WEAPON THAT  
16 IS PLACED IN THE SECURE STORAGE.

17       B. IF THE OPERATOR OF A PUBLIC ESTABLISHMENT OR THE SPONSOR OF A  
18 PUBLIC EVENT, OR THE OPERATOR'S OR SPONSOR'S AGENT FAILS TO MEET THE  
19 REQUIREMENTS OF THIS SECTION, THE OPERATOR, SPONSOR OR AGENT SHALL NOT  
20 REQUEST OR DEMAND THAT A PERSON PLACE A WEAPON IN SECURE STORAGE. THE  
21 PRESENCE OF ANY SECURITY MEASURES DOES NOT RELIEVE AN OPERATOR OR A SPONSOR  
22 FROM THE REQUIREMENTS OF THIS SECTION.

23       C. A STATE, COUNTY OR MUNICIPAL JUDICIAL DEPARTMENT, LAW ENFORCEMENT  
24 AGENCY OR PROSECUTORIAL AGENCY MAY APPLY THIS SECTION TO ANY PERSON WHO IS  
25 CARRYING A DEADLY WEAPON.

26       ~~B.~~ D. This section does not apply to the licensed premises of any  
27 public establishment or public event with a license issued pursuant to  
28 title 4.

29       ~~C.~~ E. The operator of the establishment or the sponsor of the event  
30 or the employee of the operator or sponsor or the agent of the sponsor,  
31 including a public entity or public employee, is not liable for acts or  
32 omissions pursuant to this section unless the operator, sponsor, employee or  
33 agent intended to cause injury or was grossly negligent.

34       ~~D.~~ F. For the purposes of this section: ~~,~~

35        1. "Public establishment" and "public event" have the same meanings  
36 prescribed in section 13-3102.

37        2. "READILY ACCESSIBLE" MEANS WITHIN TWO HUNDRED FEET OF THE MAIN  
38 PUBLIC ENTRANCE TO ANY PUBLIC ESTABLISHMENT OR PUBLIC EVENT.

39        3. "SECURE STORAGE" MEANS A NUMBERED, KEY OPERATED AND AFFIXED LOCK  
40 BOX CONSTRUCTED SO THAT THE CONTENTS CANNOT BE READILY REMOVED WITHOUT THE  
41 USE OF A KEY.